



**FEDERAL ELECTION COMMISSION**  
Washington, DC 20463

December 20, 2011

**VIA ELECTRONIC MAIL  
AND FIRST CLASS MAIL**

Christopher DeLacy, Esq.  
Holland & Knight  
2099 Penn Ave., N.W., Suite 100  
Washington, D.C. 20006  
Email: [chris.delacy@hklaw.com](mailto:chris.delacy@hklaw.com)

RE: MUR 6054  
1099 L.C. d/b/a Venice Nissan  
Donald M. Caldwell  
Brad S. Combs  
Marvin White  
William F. Mullins  
Jason A. Martin  
Jack Prater

Dear Mr. DeLacy:

On August 27, 2010, you were notified that the Federal Election Commission on August 24, 2010 accepted the signed conciliation agreement submitted on behalf of your clients, 1099 L.C. d/b/a Venice Nissan and Donald M. Caldwell, and closed the file as to them. You were also notified that on August 24, 2010, the Commission determined to take no further action as to your client, Brad S. Combs, and closed the file as to Mr. Combs and your other clients Jason A. Martin, William F. Mullins, Jack Prater, and Marvin L. White. This letter is to advise you that the file in this matter has been closed and this matter is now public. Documents related to this case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009).

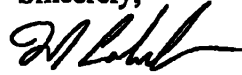
Enclosed is a copy of MUR 6054 General Counsel's Report #6, which recommended that the Commission take the aforementioned actions regarding Messrs. Combs, Martin, Mullins, Prater, and White.

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Christopher DeLacy, Esq.  
Page 2

If you have any questions, please contact Michael Columbo at (202) 694-1341.

Sincerely,



Michael A. Columbo  
Attorney

Enclosure

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1 **BEFORE THE FEDERAL ELECTION COMMISSION**

RECEIVED  
FEDERAL ELECTION  
COMMISSION

2010 AUG 11 AM 10:38

CELA

MUR 6054

2 In the Matter of )

3 1099 L C d/b/a Venice Nissan )

4 Donald M Caldwell )

5 Brad S Combs )

6 Carlo A Bell )

7 Jason A Martin )

8 William F Mullins )

9 Jack Prater )

10 Marvin L White )

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12 **GENERAL COUNSEL'S REPORT #6**

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14 **I. ACTIONS RECOMMENDED**

15 (1) Accept the attached conciliation agreement and close the file as to 1099 L C d/b/a  
16 Venice Nissan ("VN") and Donald M Caldwell, (2) take no further action and close the file as to  
17 Brad S Combs, and (3) close the file as to Carlo A Bell, Jason A Martin, William F Mullins,  
18 Jack Prater, and Marvin L White

19 **II. DISCUSSION**

20 **A. VN and Donald M. Caldwell**

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22 On June 29, 2010, the Commission found probable cause to believe that VN and  
23 Caldwell (collectively, "Respondents") violated 2 U S C § 441f and that VN violated 2 U S C  
24 § 441a(a), in connection with making excessive contributions in the name of another to Vern  
25 Buchanan for Congress ("VBFC") The Commission also approved a conciliation agreement for  
26 Respondents,

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1           We recommend that the Commission accept the attached ;           conciliation  
2 agreement

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They also agree to pay

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\$11,000 civil penalty .

; to

10 refrain from future violations, and to request that VBFC disgorge the reimbursed contributions to  
11 the U S Treasury

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23 : Accordingly, we recommend that the Commission accept the attached conciliation  
24 agreement and close the file as to 1099 L C d/b/a Venice Nissan and Donald M Caldwell

**B. Brad S. Combs**

On June 23, 2009, the Commission found reason to believe that Brad S. Combs, a finance manager at VN, violated 2 U.S.C. § 441f based on the available information suggesting that he may have assisted VN in making contributions in the names of VN employees. See MUR 6054 FGCR at 10-15. The investigation in this matter, including an interview of Combs, did not reveal evidence that Combs participated in the reimbursement of any contributions. Accordingly, we recommend that the Commission take no further action and close the file as to Brad S. Combs.

**C. Carlo A. Bell, Jason A. Martin, William F. Mullins, Jack Prater, and Marvin L. White**

Respondents Carlo A. Bell, Jason A. Martin, William F. Mullins, Jack Prater, and Marvin L. White were Donald Caldwell's subordinate managers at VN whose contributions to VBFC were reimbursed by VN. The Commission determined on June 23, 2009, to take no action at that time with respect to these respondents because the available information did not suggest that any of them played an active role in the alleged reimbursements. See MUR 6054 FGCR at 15-16. The investigation in this matter, including interviews of Bell and depositions of Martin, Mullins, Prater and White, did not reveal evidence that they played any greater role in organizing or executing the reimbursements. Accordingly, we recommend that the Commission close the file as to Carlo A. Bell, Jason A. Martin, William F. Mullins, Jack Prater, and Marvin L. White.

**III. RECOMMENDATIONS**

1. Accept the attached conciliation agreement and close the file as to 1099 L.C. d/b/a Venice Nusan and Donald M. Calimail
2. Take no further action and close the file as to Brad S. Combs
3. Close the file as to Carlo A. Bell, Jason A. Martin, William F. Mullins, Jack Prater, and Marvin L. White

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4 Approve the appropriate letters

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Thomasena P Duncan  
General Counsel

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8-11-10  
Date

BY

Kathleen M Guith  
Kathleen M Guith  
Acting Associate General Counsel

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Stephen A Gura  
Stephen A Gura  
Deputy Associate General Counsel

Mark Allen  
Mark Allen  
Assistant General Counsel

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Jack Gould  
Jack Gould  
Attorney

Michael A Columbo  
Michael A Columbo  
Attorney

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